



Attorney's Docket No. 031456/271433

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Joseph E. Owensby Confirmation No.: 1854
 App. No. 10/817,303 Group Art Unit: 1761
 Filed: April 2, 2004
 For: CONTAINER FOR PACKAGING PERISHABLE FOOD ITEMS

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

The art being cited in this IDS Came from:

☐ International (PCT) Search Report ☒ A counterpart foreign application

The documents listed on the attached PTO-1449 and cited herein because they were cited in the Search Report of corresponding EP Application No. 05252064.0.

A copy of the Search Report is enclosed along with any cited foreign patent documents and non-patent literature documents in accordance with 37 CFR 1.98(a)(2). Also enclosed is a translation or a concise explanation of each non-English language document.

In this regard, Applicant notes that the Search Report was not received by any individual designated by 37 CFR 1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

It is requested that the Examiner consider these documents and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By identifying the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead identifying the listed documents for the sake of full disclosure.

Respectfully submitted,

Ernest B. Lipscomb, III
 Registration No. 24,733

Customer No. 00826
ALSTON & BIRD LLP
 Bank of America Plaza
 101 South Tryon Street, Suite 4000
 Charlotte, NC 28280-4000
 Tel Charlotte Office (704) 444-1000
 Fax Charlotte Office (704) 444-1111

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on August 10, 2005.

Janet F. Sherrill

Substitute for form 1449/PTO
(Revised 07/2005)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number 10/817,303
Filing Date April 2, 2004
First Named Inventor Joseph E. Owensby
Group Art Unit 1761
Examiner Name
Attorney Docket Number 031456/271433

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	Document Number Number - Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages of Relevant Figures Appear
	16	US-6,499,274	12/31/2002	McDonald et al.	
	17	US-2003/031769	02/13/2003	Wyslowsky et al.	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document Country Code - Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	English Language Translation Attached
	18	GB 388 453 A	03/02/1933	Karl Gmyrek		YES
	19	DE 85 34 061 U1	01/16/1986	Chang		NO
	20	EP 1 285 861 A2	02/26/2003	Cryovac, Inc.		YES
	21	WO 03/034830 A	05/01/2003	Rock-Tenn Company		YES
	22	WO 85/00339 A	01/31/1985	Atmosphere Packaging Pty. Ltd.		YES

Examiner
Signature

Date
Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.